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5 IN THE UNITED STATES DISTRICT COURT
6 FOR THE NORTHERN DISTRICT OF CALIFORNIA
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8 CLINTON REILLY,

No. C 06-04332 SI

9 Plaintiff,

ORDER RE: DISCOVERY

10 v.

11 MEDIANEWS GROUP INC, et al.,

12 Defendants.
13 _____/

14 Via letter brief, defendants seek an order from the Court compelling plaintiff Clinton Reilly to
15 answer deposition questions that his counsel instructed him not to answer. The issue appears to be
16 moot. Counsel for plaintiff has agreed to allow defendants to re-take the deposition of Mr. Reilly.¹ See
17 Docket No. 138, Attachment 1. The Court therefore DENIES defendants' motion to compel, without
18 prejudice to renewing the motion should plaintiff not fulfill his offer to re-take the deposition.
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20 **IT IS SO ORDERED.**

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22 Dated: March 5, 2007



23 SUSAN ILLSTON
United States District Judge
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27 ¹It appears that defendants' letter brief was moot when filed. Defendants filed the letter brief
28 at 3:32 p.m., on February 20, 2007. The letter from plaintiff's counsel to defendants, offering to re-open
the deposition, was faxed at 3:10 p.m., on February 20, 2007.